

**Proposed Substitute  
Bill No. 349**

LCO No. 3534

**AN ACT CONCERNING THE PRIVACY OF A MINOR.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. Subsection (g) of section 29-6d of the 2016 supplement to  
2       the general statutes is repealed and the following is substituted in lieu  
3       thereof (*Effective from passage*):

4       (g) Except as otherwise provided by any agreement between a law  
5       enforcement agency and the federal government, no police officer shall  
6       use body-worn recording equipment to intentionally record (1) a  
7       communication with other law enforcement agency personnel, except  
8       that which may be recorded as the officer performs his or her duties,  
9       (2) an encounter with an undercover officer or informant, (3) when an  
10      officer is on break or is otherwise engaged in a personal activity, (4) a  
11      person undergoing a medical or psychological evaluation, procedure  
12      or treatment, (5) any person other than a suspect to a crime if an officer  
13      is wearing such equipment in a hospital or other medical facility  
14      setting, or (6) in a mental health facility, unless responding to a call  
15      involving a suspect to a crime who is thought to be present in the  
16      facility. No record created using body-worn recording equipment of  
17      (A) an occurrence or situation described in subdivisions (1) to (6),  
18      inclusive, of this subsection, [shall be deemed a public record for  
19      purposes of section 1-210. No record created by a police officer using

20 body-worn recording equipment of (A) the] (B) a scene of an incident  
 21 that involves a (i) victim of domestic or sexual abuse, or [(B) a] (ii)  
 22 victim of homicide or suicide, or [a] (iii) deceased victim of an accident,  
 23 if disclosure could reasonably be expected to constitute an  
 24 unwarranted invasion of personal privacy in the case of any such  
 25 victim described in this subparagraph, or (C) a minor, unless (i) the  
 26 minor and the parent or guardian of such minor consent to the  
 27 disclosure of such record, (ii) a police officer is the subject of an  
 28 allegation of misconduct made by such minor or the parent or  
 29 guardian of such minor, and the person representing such officer in an  
 30 investigation of such alleged misconduct requests disclosure of such  
 31 record for the sole purpose of preparing a defense to such allegation,  
 32 or (iii) a person is charged with a crime and defense counsel for such  
 33 person requests disclosure of such record for the sole purpose of  
 34 aiding such person's defense, provided the discovery of such record as  
 35 evidence is otherwise discoverable, shall be subject to disclosure under  
 36 the [provisions of section 1-210, to the extent that disclosure of such  
 37 record could reasonably be expected to constitute an unwarranted  
 38 invasion of personal privacy] Freedom of Information Act, as defined  
 39 in section 1-200, and any such record shall be confidential.

This act shall take effect as follows and shall amend the following sections:

Section 1	from passage	29-6d(g)
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